

### **Declaration Of Manual J. Martinez**

I, Manual J. Martinez, serve as station manager and engineer of KCXU-LP of licensed to nonprofit agency Center for Careers and Training of San Jose, California.

On March 13, 2019, I telephoned the Santa Clara County Planning Office, and soon reached Colleen Tsuchimoto, a senior planner with the county.

I informed Ms. Tsuchimoto of FCC application BMPFT-20190311ABA filed by Elohim Group Corporation, listing coordinates placed right in the middle of Chaboya Road, identified as a county right-of-way located in an unincorporated county area in eastern Santa Clara County. The location of the adjoining property APN # 659-24-006, was also referenced.

During the call, it was confirmed that any such facilities proposing to use County properties, easements and right-of-ways must first apply for a Permit.

The senior planner searched her database, and informed me that no such permits at or near that location have been filed.

In a follow up email exchange, Ms. Tsuchimoto restated in writing: "There are no permit records for a FM broadcast facility at or near the subject APN number." The County Code Enforcement was also copied in her email. A true and correct copy of the email communication is attached as an Exhibit to the accompanying petition.

An Exhibits with mapping is also attached showing the area corresponding to the coordinates at Chaboya Road, and properties near parcel APN # 659-24-006. Links to the websites are provided to allow for direct and independent confirmation.

This declaration is based on facts within my personal knowledge and is sworn to under the penalties for perjury provided in the laws of the United States.

Executed on this 14th day of March, 2019.

Signed,

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/S/

Manuel J. Martinez  
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